

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

ALLSTATE INSURANCE COMPANY;  
ALLSTATE FIRE AND CASUALTY  
INSURANCE COMPANY; ALLSTATE  
PROPERTY AND CASUALTY  
INSURANCE COMPANY; ESURANCE  
INSURANCE COMPANY; and  
ESURANCE PROPERTY AND  
CASUALTY INSURANCE COMPANY,

Plaintiffs,

v.

VELOCITY MRS – FUND V, LLC;  
NATIONAL HEALTH FINANCE DM,  
LLC; and GEOFFREY KEMOLI  
SAGALA, D.C.,

Defendants.

C.A. No. 2:20-cv-12939-LVP-EAS

**NOTICE OF WITHDRAWAL WITHOUT PREJUDICE OF PLAINTIFFS’  
MOTION TO DIRECT THE DETROIT POLICE DEPARTMENT TO  
APPEAR AND SHOW CAUSE ( ECF NO. 181)**

NOW COME plaintiffs Allstate Insurance Company, Allstate Fire and Casualty Insurance Company, Allstate Property and Casualty Insurance Company, Esurance Insurance Company, and Esurance Property and Casualty Insurance Company (collectively, “Allstate”) and provide notice that they hereby withdraw without prejudice their motion for an order requiring the Detroit Police Department

(“DPD”) to appear and show cause why it should not be held in contempt for ignoring Allstate’s duly-served subpoena (the “motion”). *See* ECF No. 181.

While the DPD still has not responded to Allstate’s duly-served subpoena, Allstate has recently resolved its claims against nearly all of the defendants in this litigation and currently is attempting to resolve its claims against each of the remaining defendants. Accordingly, in an effort to conserve judicial resources, Allstate hereby withdraws the pending motion without prejudice. Allstate reserves the right to re-file its motion should it be unable reach a resolution with the remaining defendants and if the DPD continues to ignore duly-issued legal process.

Respectfully submitted,

KTM

*/s/ Andrew H. DeNinno*

---

Nathan A. Tilden (P76969)

[ntilden@ktmpc.com](mailto:ntilden@ktmpc.com)

Andrew H. DeNinno

[adeninno@ktmpc.com](mailto:adeninno@ktmpc.com)

Brad A. Compston

[bcompston@ktmpc.com](mailto:bcompston@ktmpc.com)

38777 Six Mile Road, Suite 314

Livonia, MI 48152

(734) 521-9000

350 Granite Street, Suite 2204

Braintree, MA 02184

(617) 770-2214

Dated: March 14, 2023

*Attorneys for Allstate*

**CERTIFICATE OF SERVICE**

I, Andrew H. DeNinno, hereby certify that on March 14, 2023, I electronically filed the foregoing papers with the Clerk of the Court using the ECF system, which will send notice of such filing to all counsel of record, and further certify that a copy of the foregoing was served on the Detroit Police Department by electronic mail at [yuliana.amoui@detroitmi.gov](mailto:yuliana.amoui@detroitmi.gov).

Respectfully submitted,

KTM

*/s/ Andrew H. DeNinno*

---

Andrew H. DeNinno  
[adeninno@ktmpc.com](mailto:adeninno@ktmpc.com)  
350 Granite Street, Suite 2204  
Braintree, MA 02184  
(617) 770-2214

38777 Six Mile Road, Suite 314  
Livonia, MI 48152  
(734) 521-9000